

ENCROACHMENT PERMIT

Pursuant to action of the City Council of the City of Riverside at its meeting of permission is hereby granted to Larry Van Dam, 8346

Camelia Drive

his heirs and assigns, hereinafter referred to as "Permittee" to use and occupy the following described property:

The 10-foot Public Utilities Easement in the rear of Lot 5 of Mueller Tract as recorded in Map Book 37, Page 26, Records of Riverside County.

in accordance with the terms hereof.

1. Permittee shall use and occupy the described property only in the manner and for the purposes as follows:

For the construction and maintenance of a swimming pool as shown on Exhibit "A" attached hereto and made a part of this permit.

The Public Utilities Department will not be responsible for nuisance created by birds.

2. Permittee, by acceptance of the benefits hereunder, acknowledges title to the property to be in the City of Riverside and waives any right to contest the validity of the dedication or grant.

AM 5-3-2 HB

3. Permittee acknowledges that the described property is the site of a proposed or planned public improvement and that, accordingly, all rights and privileges of use permitted shall cease and expire upon notice of revocation by the City. Upon the expiration or revocation, Permittee shall within the time prescribed by the City, remove all improvements or obstructions placed, constructed or maintained by the Permittee. If the Permittee fails to abide by the removal order of the City within the time prescribed the City shall have the right to remove and destroy the improvements without reimbursement to the Permittee and the cost of such removal shall be paid by the Permittee to the City of Riverside and shall constitute a debt owed to the City of Riverside.

4. Permittee, by acceptance hereof, waives the right of claim, loss, damage or action against the City of Riverside arising out of or resulting from revocation, termination, removal of the improvements or any action of the City of Riverside, its officers, agents or employees taken in accordance with the terms hereof.

5. Finding and determination by the City Council of the City of Riverside that the Permittee, or his heirs and assigns or successors in interest, are in default of the terms hereunder shall be cause for revocation.

6. Permittee herewith agrees to hold the City of Riverside harmless from and against all claims, demands, costs, losses, damages, injuries, action for damages and/or injuries, and liability growing or arising out of or in connection with the construction, encroachment, and/or maintenance to be done by Permittee or his agents, employees or contractors within the described property.

DATED: July 23, 1968

CITY OF RIVERSIDE, a municipal corporation

By [Signature] Mayor

Attest Alice G. [Signature] ASST City Clerk

The foregoing is accepted by:

[Signature]
(Signature(s) of Permittee)

APPROVED AS TO DESCRIPTION
[Signature] 7/16/68
GEN. SUPT. & CHIEF ENGINEER

APPROVED AS TO FORM:

[Signature]
City Attorney

Larry M. Davis

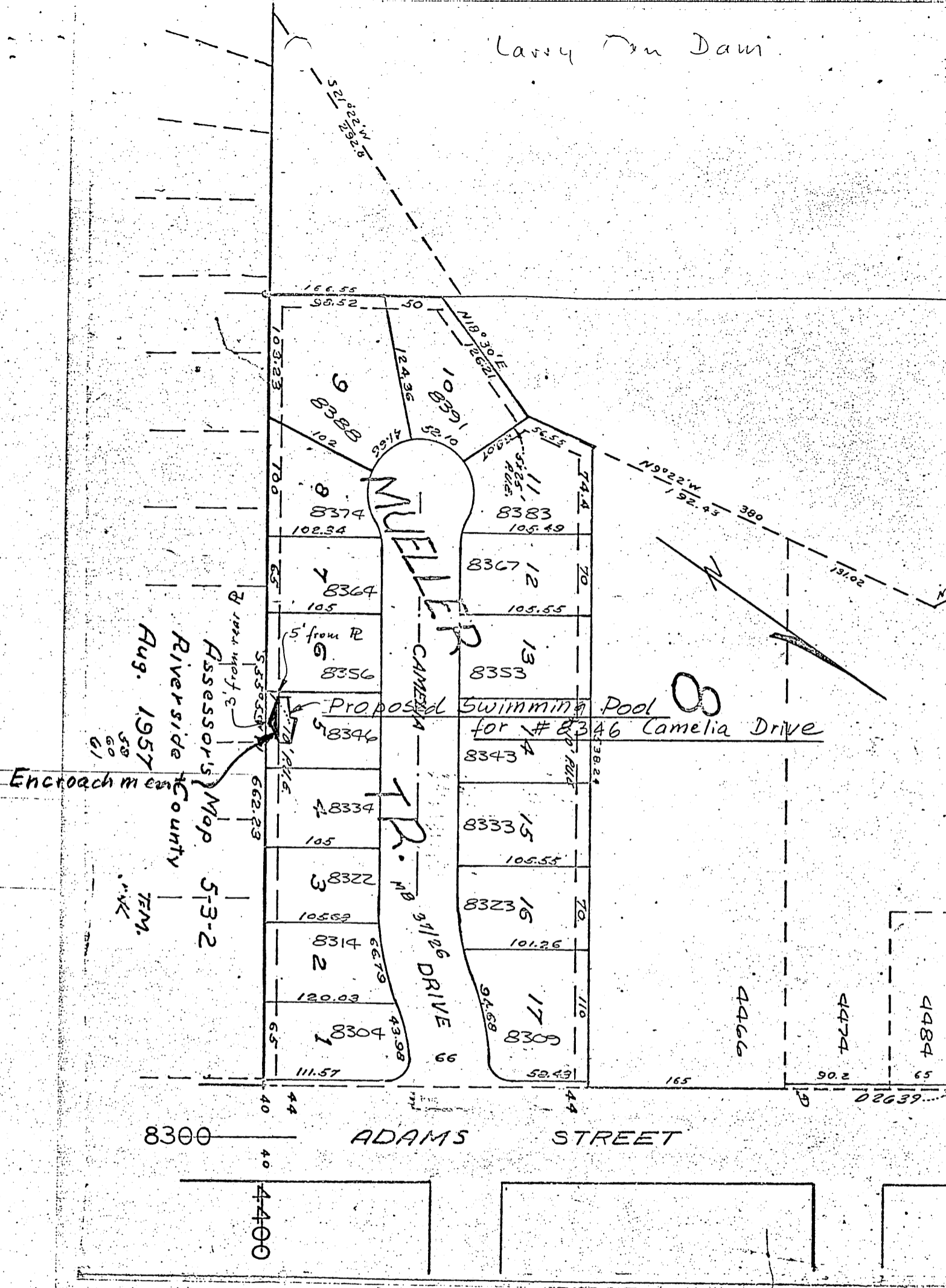


EXHIBIT 'A'

AM 5-3-2

E-191

July 26, 1968

Mr. Larry Van Dam
8346 Camelia Drive
Riverside, California

Re: Encroachment Permit

Dear Sir:

Enclosed is a fully executed original of the
Encroachment Permit for your files.

Yours very truly,

J. F. MARTINEK
Public Works Director

By WILLIAM D. GARDNER
Assistant City Engineer

HJK :WDG:br

Enclosure: Encroachment Permit

Public Works Dept.			
	Initial	Info.	Action
Director			
Assistant	<i>WDG</i>		✓
Building			
Traffic			
Airport			
Off. Engr.	<i>W.D.G.</i>		✓
Cap. Proj.			
1911 Act			
Plan Chk.			
Rt. of W.	<i>WDG</i>		✓
Inspection			
Survey	<i>P</i>		
Clerical			
File	<i>WDG</i>		✓

post

E-Permits
Issued

E-191

CL-304-408C

CITY OF RIVERSIDE INTER-OFFICE COMMUNICATION

Date July 17, 1968

TO: VIRGINIA STROHECKER, CITY CLERK

FROM: WILLIAM D. GARDNER, ASSISTANT CITY ENGINEER

SUBJECT: ENCROACHMENT PERMIT FOR LARRY VAN DAM, 8346 Camelia Drive

Please present the attached Encroachment Permit and letter to the City Council for consideration. Issuance of the permit is recommended by the Public Utilities Department.

The permit provides for construction and maintenance of a swimming pool encroaching into a public utilities easement.

The Permit has been approved to form by the City Attorney.

HJK:WDG:br

Attachment: Encroachment Permit and letter from applicant

CC: City Manager
Public Utilities Department - Electric

CL-304-408B

Public Works Dept.			
	Initial	Info.	Action
Director	<i>WJG</i>		<input checked="" type="checkbox"/>
Assistant	<i>WJG</i>		<input checked="" type="checkbox"/>
Building			
Traffic			
Airport			
Off. E-gr.	<i>WJG</i>		<input checked="" type="checkbox"/>
Cap. Proj.			
1911 Act			
Plan Chk.			
Rt. of W.			
Inspection			
Survey			
Clerical	<i>Haug</i>		
File			

Encroachments
E-191 *WJG*

CITY OF RIVERSIDE — INTER-OFFICE COMMUNICATION

DATE July 12, 1968

TO: Jim Martinek, Public Works Director

FROM: Don Campbell, Chief Utilities Engineer

SUBJECT: EASEMENT ENCROACHMENT

The Public Utilities Department, Electrical Division, hereby authorizes an encroachment on the 10' Public Utilities Easement on Lot #5 of Mueller Tract to Mr. & Mrs. Larry VanDam of 8346 Camelia Drive, Riverside.

The City of Riverside, Public Utilities Dept., Electrical Division will not be responsible for nuisance created by birds on overhead lines.

DC:JJ:mh

CC: Hans Kamrath, Public Works Engineering

RECEIVED
JUL 16 1968
DEPT. OF PUBLIC WORKS

Public Works Dept.		
	Initial	Info. Action
Director		
Assistant	<i>wjg</i>	
Building		
Traffic		
Airport		
Off. Engv.	<i>WJK</i>	✓ ✓
Cap. Proj.		
1911 Act		
Plan Chk.		
Rt. of W.		
Inspection		
Survey		
Clerical	<i>Hans Kamrath</i>	✓
File		

E-Permit
General

E-191

15 July 1968

Honorable Mayor and City Council
City Hall
3711 Orange Street
Riverside, California

Gentlemen:

Re: Encroachment Permit
Larry Van Dam Residence
8346 Camelia Drive

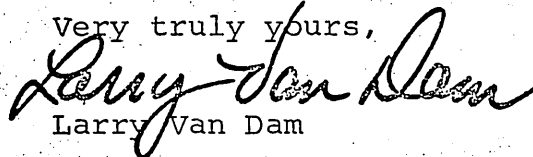
I have signed a contract with Paul Bogner Pools of Riverside for the construction of a swimming pool in our back yard. Financing has been obtained and all parties are prepared to commence construction. However, the Department of Public Works will not issue a Building Permit until I can obtain an Encroachment Permit to allow construction into a ten foot public utilities easement along the rear line of my property. The origin of the easement was a Tract Map dedication and it is only used for overhead power and phone lines.

Unfortunately, I cannot build the proposed pool unless I can obtain the Permit. The crux of my problem is that although the lot meets more than the present City requirements, the house is constructed just twenty-seven (27) feet from the rear property line. I just cannot relocate the pool outside of the easement. If I cannot obtain the Permit the maximum width pool I could build under any circumstances would be just twelve (12) feet. I'm sure you can see how unsatisfactory this would be to me. Frankly, about the only way we can utilize the rear yard is to put in the pool as it is just too small for games, etc.

To sum up, if we cannot obtain the Permit to utilize the underlying fee encumbered by the easement, it would seem that we will have to abandon our plans and cancel our financing. Therefore, I respectfully submit for your consideration and approval the attached Encroachment Permit.

Thank you for your consideration of this matter.

Very truly yours,


Larry Van Dam

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